

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.: <u>06-219</u>
v.	:	DATE FILED: <u>5/9/06</u>
CHAPPELLE GOODWIN	:	VIOLATIONS:
	:	18 U.S.C. § 1951(a) (conspiracy to
	:	interfere with interstate commerce by
	:	robbery - 1 count)
	:	18 U.S.C. § 1951(a) (interference with
	:	interstate commerce by robbery
	:	- 4 counts)
	:	18 U.S.C. § 924(c)(1) (use and carrying a
	:	firearm during a crime of violence - 4
	:	counts)
	:	18 U.S.C. § 2 (aiding and abetting)
		Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. At all times material to this indictment, Lebel's Pizza, 5254 Market Street, Philadelphia, Pennsylvania, was a business operating as a restaurant and engaged in interstate commerce.

2. On or about November 20, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, by robbery, in that defendant GOODWIN unlawfully took and obtained cash and other property from an employee of Lebel's Pizza, while making a delivery in the area of 223

Ruby Street in Philadelphia, Pennsylvania, against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of Lebel's Pizza, by pointing a firearm at, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Section 1951(a).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 20, 2004, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

CHAPPELLE GOODWIN

knowingly used and carried a firearm during and in relation to a crime of violence for which the
defendant may be prosecuted in a court of the United States, that is, interference with commerce
by robbery, in violation of Title 18, United States Code, Section 1951(a).

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

At all times relevant to this indictment:

1. The following businesses located in Philadelphia, Pennsylvania were engaged in interstate commerce:
 - a. China Town Restaurant, located at 319 S. 58th Street; and
 - b. Queens Chinese Restaurant, located at 7552 Haverford Avenue.
2. From on or about November 27, 2004, to on or about December 4, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

conspired and agreed together, and with others unknown to the grand jury, to commit robbery, which robbery would unlawfully obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, in that defendant GOODWIN conspired to unlawfully take and obtain money, food and other items of value from the businesses set forth in paragraph 1 above, from the employees of the businesses, and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property, all in violation of Title 18, United States Code, Sections 1951(a), 1951(b)(1) and 1951(b)(3).

MANNER AND MEANS

It was part of this conspiracy that defendant CHAPPELLE GOODWIN and others unknown to the grand jury:

3. Obtained over \$940 in cash through the commission of armed robberies of the businesses listed in paragraph 1 above, and by placing employees of those businesses in fear of physical harm;
4. Approached delivery persons making food deliveries on behalf of their business with one or more handguns;
5. Threatened and intimidated at gunpoint the employees making deliveries to obtain cash and property; and
6. Stole cash and food from the employees.

OVERT ACTS

In furtherance of the conspiracy, the Eastern District of Pennsylvania, defendant CHAPPELLE GOODWIN and others committed the following overt acts, among others:

The First China Town Restaurant Armed Robbery

1. On or about November 27, 2004:
 - a. Defendant CHAPPELLE GOODWIN and a person unknown to the grand jury approached an employee of the China Town Restaurant who had just made a delivery of food in the area of 54th and Race Streets in Philadelphia at gunpoint.
 - b. The unknown robber wore a dark ski mask, pointed a gun at the employee, demanded money, and went through the employee's front pockets.
 - c. Defendant GOODWIN stood behind the employee and went through his rear pockets.

d. After defendant GOODWIN and the other robber took approximately \$650 from the employee's pockets, they fled on foot.

The Second China Town Restaurant Armed Robbery

2. On or about December 4, 2004 at about 1:00 a.m:

a. Defendant CHAPPELLE GOODWIN and a person unknown to the grand jury approached an employee of the China Town Restaurant, who was preparing to make a delivery of food at 220 N. Ruby Street in Philadelphia at gunpoint.

b. Defendant GOODWIN pointed the handgun at the employee, demanded money, pushed the employee down onto the ground, went through the employee's pockets, stole approximately \$200, then, went into the car the employee had arrived in, and removed the food which was slated for delivery.

c. The second robber approached GOODWIN and spoke to him briefly before GOODWIN told the employee to drive away.

d. As the employee drove away, one of the robbers fired two gunshots at the car, striking and shattering the rear windshield.

The Queens Chinese Restaurant Armed Robbery

3. On our about December 4, 2004 at about 10:00 p.m.:

a. As an employee for the Queens Chinese Restaurant was making deliveries of Chinese food on the porch of 237 N. 54th Street in Philadelphia, defendant GOODWIN and a person unknown to the grand jury approached the employee at gunpoint, when one robber grabbed the employee and pressed a hard object against his neck, while searching his pockets and removing approximately \$90.

b. After one robber took the employee back to his car, demanded more money, and asked whether his car was an automatic or a stick shift, the employee was allowed to drive away after telling the robber that the car was a stick shift.

All in violation of Title 18, United States Code, Section 1951(a).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1.a. and 3 through 6, and Overt Act 1, of Count Three of this indictment are incorporated here.

2. On or about November 27, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant GOODWIN unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash and other items from C.M., an employee of China Town Restaurant, a business located at 319 S. 58th Street in Philadelphia, Pennsylvania, while making a delivery in the area of 54th and Race Streets in Philadelphia, against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of China Town Restaurant, by pointing a firearm at, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.a. and Overt Act 1 of Count Three of this indictment are incorporated here.
2. On or about November 27, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

knowingly used and carried, and aided and abetted the use and carrying of, a firearm during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, that is, conspiracy to interfere with commerce by robbery, and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1.a. and 3 through 6, and Overt Act 2, of Count Three of this indictment are incorporated here.

2. On or about December 4, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant GOODWIN unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash and other items from C.M., an employee of China Town Restaurant, while making a delivery in the area of 220 N. Ruby Street in Philadelphia, against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of China Town Restaurant, by shooting a firearm at, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.a. and Overt Act 2 of Count Three of this indictment are incorporated here.

2. On or about December 4, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a .44 caliber Interarms Revolver, serial number R311109, during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, that is, conspiracy to interfere with commerce by robbery, and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1.a. and 3 through 6, and Overt Act 3, of Count Three of this indictment are incorporated here.
2. On or about December 4, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

obstructed, delayed and affected commerce, and the movement of articles and commodities in commerce, by robbery, in that, defendant GOODWIN unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash and other items from H.G., an employee of Queens Chinese Restaurant, while making a delivery in the area of 237 N. 54th Street in Philadelphia, against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee of Queens Chinese Restaurant, by placing a hard object against his neck, demanding money from, and otherwise threatening him.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraph 1.b. and Overt Act 3 of Count Three of this indictment are incorporated here.
2. On or about December 4, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

CHAPPELLE GOODWIN

knowingly used and carried, and aided and abetted the use and carrying of, a firearm during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, that is, conspiracy to interfere with commerce by robbery, and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Section 924(c), set forth in this indictment, defendant

CHAPPELLE GOODWIN

shall forfeit to the United States of America the firearm and ammunition involved in the commission of these offenses, including, but not limited to:

- (1) a .44 caliber Interarms Revolver, serial number R311109, and 6 live rounds of ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
United States Attorney